

JOHN W. HUBER, United States Attorney (#7226)
VERNON G. STEJSKAL, Assistant United States Attorney (#8434)
MICHAEL GADD, Special Assistant United States Attorney (#13704)
Attorneys for the United States of America
111 South Main Street, Suite 1800
Salt Lake City, Utah 84111-2176
Telephone: (801) 524-5682

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

AARON MICHAEL SHAMO,
DREW WILSON CRANDALL,
ALEXANDRYA TONGE,
KATHERINE BUSTIN,
MARIO NOBLE, and
SEAN GYGI,

Defendants.

Case No. 2:16 CR 631 DAK

SUPPLEMENTAL NOTIFICATION
OF COMPLIANCE AND REQUEST
FOR RECIPROCAL DISCOVERY

Judge Kimball

The United States of America, by and through the undersigned, hereby files its supplemental notification of compliance with its discovery obligations in this case and request for reciprocal discovery from the defendants.

The United States gives notice that the following is being or has been provided to counsel for the defendants:

//

//

//

Description	Bates Number
Discovery produced: NOC 03	002-001-001-00389 – 002-001-001-00447 002-008-139-00001 002-008-140-00001 002-008-141-00001 002-008-142-00001 002-008-143-00001 002-008-145-00001 002-008-146-00001 002-008-147-00001 002-008-148-00001 002-008-149-00001 002-008-150-00001 002-008-151-00001 002-008-152-00001 002-008-153-00001 002-008-154-00001 002-008-155-00001 002-008-156-00001 002-008-157-00001 002-008-158-00001 002-008-159-00001 002-008-160-00001 002-008-161-00001 002-008-162-00001 002-008-163-00001 002-008-164-00001 002-008-165-00001 – 002-008-165-00007 002-013-007-00001 – 002-013-007-00047 002-013-008-00001 – 002-013-008-00005 002-013-009-00001 – 002-013-009-00008 002-013-010-00001 – 002-013-010-00003 002-013-011-00001 – 002-013-011-00023 002-013-012-00001 – 002-013-012-00004 002-013-013-00001 (Native File) 002-015-001-00001 (Native Files) 002-016-001-00001 – 002-016-001-00809 002-017-001-00001 (Native Files) 003-004-007-00001 – 003-004-007-00003 003-004-008-00001 – 003-004-008-00021 003-009-006-00001 – 003-009-006-00261 004-005-003-00001 – 004-005-003-00003 004-007-001-00001 – 004-007-001-00006 004-007-002-00001 – 004-007-002-00002 004-007-003-00001 – 004-007-003-00009 004-007-004-00001 – 004-007-004-00005 004-007-005-00001 – 004-007-005-00002

	004-007-006-00001 – 004-007-006-00067 004-007-007-00001 – 004-007-007-00018 004-007-008-00001 – 004-007-008-00030 004-007-009-00001 – 004-007-009-00036 004-007-010-00001 – 004-007-010-00004 004-007-011-00001 – 004-007-011-00002 004-007-012-00001 – 004-007-012-00192 004-007-013-00001 – 004-007-013-00034 004-007-014-00001 – 004-007-014-00006 004-007-015-00001 – 004-007-015-00013 004-007-016-00001 – 004-007-016-00005 004-007-017-00001 – 004-007-017-00005 004-007-018-00001 – 004-007-018-00003 004-007-019-00001 – 004-007-019-00005 004-007-020-00001 – 004-007-020-00007 004-007-021-00001 – 004-007-021-00004 004-007-022-00001 – 004-007-022-00061 004-007-023-00001 – 004-007-023-00005 004-007-024-00001 – 004-007-024-00004 004-007-025-00001 – 004-007-025-00006 004-007-026-00001 – 004-007-026-00008 004-007-027-00001 – 004-007-027-00006 004-007-028-00001 – 004-007-028-00016 004-007-029-00001 – 004-007-029-00011 004-007-030-00001 – 004-007-030-00022 005-001-004-00003 - 005-001-004-00030
AUDIO/VIDEO FILES	002-008-144-00001 (audio) 003-007-010-00001 (audio) 003-007-011-00001 (audio) 003-007-012-00001 (audio) 003-007-013-00001 (audio) 003-007-014-00001 (audio) 003-011-004-00001 (audio) 004-007-012-00189 (video) 004-007-015-00014 (video) 004-007-028-00017 (audio) 004-007-029-00012 (video)
Additional discs:	003-012-023-00001 003-012-024-00001 003-012-025-00001 003-012-026-00001

The United States has previously made available, and continues to make available forensic data from seized electronic devices, as follows. Parties who seek to obtain their own copy of the forensic data have been asked to provide an 8TB hard drive and a 3TB hard drive to the United States Attorney's Office.

BATES NUMBERS				DESCRIPTION
002	018	001	00001	L1_001_MAC LAPTOP, SN-C1MJFPASDTY3
002	018	002	00001	L1_002a_WD EXT DRIVE, SN-WXA1C20F9091
002	018	003	00001	L1_007a_TRANSCEND SDHC 32 GB
002	018	004	00001	L1_008a_SANDISK EXTREME 256 GB
002	018	005	00001	L1_008b_SANDISK EXTREME 256 GB
002	018	006	00001	L1_009a_USB NECKLACE DRIVE
002	018	007	00001	L1_010a_USB MEDIGAIN DRIVE
002	018	008	00001	L1_013a_SANDISK SDHC CARD
002	018	009	00001	L1_016a_SANDISK SD CARD 2GB
002	018	010	00001	L1_017a_WD EXT DRIVE, SN-WXE808DC1147
002	018	011	00001	L1_018a_COMPACT DISC
002	018	012	00001	L1_018b_COMPACT DISC 2
002	018	013	00001	L1_003a_SEAGATE EXT DRIVE, SN-N4KBZRP (SIZE: 1.61 TB)
002	018	014	00001	L2_001a_ASUS LAPTOP, SN-G8N0CY007852314
002	018	015	00001	L2_002a_MACBOOK PRO, SN-C02L220BFFT3
002	018	016	00001	L2_008a_SANDISK ULTRA 64 GB Micro SD Card
002	018	017	00001	L3_001a_MAC BOOK PRO, SN-W800759Y66E
002	018	018	00001	L3_004a_SEAGATE, SN-51DZGE06
002	018	019	00001	L3_010_COMPACT DISCS (5)
002	018	020	00001	L3_011a_USB FLASH DRIVE RED
002	018	021	00001	L3_012a_PNY 32 MB CF CARD
002	018	022	00001	L3_013a_PLAYSTATION 3 HARD DRIVE
002	018	023	00001	MOBILE DEVICES
002	018	024	00001	HTC NEXUS ONE
002	018	025	00001	iPAD Mini
002	018	026	00001	NOKIA 2760
002	018	027	00001	SAMSUNG GT-N5110
002	018	028	00001	SAMSUNG SCH-i515
002	018	029	00001	SAMSUNG SM-N900V
002	018	030	00001	HDD-N27 NFV
002	018	031	00001	HDD-N30
002	018	032	00001	HDD-N30
002	018	033	00001	HDD-N33
002	018	034	00001	N31
002	018	035	00001	N34
002	018	036	00001	SSDN22- N22
002	018	037	00001	USB-N26

002	018	038	00001	MOBILE DEVICES
002	018	039	00001	- TONGE AND BUSTIN
002	018	040	00001	o 2017-01-19.14-25-44 N-29
002	018	041	00001	o 2017-01-20.07-05-33 N-19
002	018	042	00001	- TONGE AND BUSTIN 2
002	018	043	00001	o 2017-01-20.11-47-58 N-28
002	018	044	00001	o 2017-01-20.13-17-10 N-20
002	018	045	00001	

002	018	046	00001	CRANDALL INSTAGRAM
002	018	047	00001	CRANDALL MAC MEMORY
002	018	048	00001	CRANDALL MACBOOK NEW
002	018	049	00001	CRANDALL Phone

002	018	050	00001	Mario NOBLE PC
-----	-----	-----	-------	----------------

002	018	051	00001	Phone
-----	-----	-----	-------	-------

002	018	052	00001	S.G. OXYGEN
002	018	053	00001	S.G.'s IPHONE6+ PA Report

002	018	054	00001	S.G. 001
002	018	055	00001	S.G.004 (SIZE: 878 GB)

002	018	056	00001	IMAC-N60 HDD
002	018	057	00001	IMAC-N60 SSD
002	018	058	00001	IMAC-N64
002	018	059	00001	LAPTOP N-62
002	018	060	00001	macbook-N58
002	018	061	00001	SHAMO IPAD-N59
002	018	062	00001	USB N-63
002	018	063	00001	SHAMO HOTMAIL AD Image

002	018	064	00001	T.E. iMAC
002	018	065	00001	T.E. Phone

//

//

//

//

As additional discoverable material becomes available, such material will be provided within a reasonable time. Throughout this case, the United States will provide material discoverable under Rules 16 and 26.2 of the Federal Rules of Criminal Procedure and the Jencks Act without requiring the defendant to make a specific request for such material. Upon the request of the defendant, the United States will permit and facilitate the defendant's own inspection, copying or photographing of those items described/defined in Rule 16(a)(1)(E).

The United States also hereby requests disclosure of evidence by the defendant (also known as reciprocal discovery) pursuant to Rule 16(b) of the Federal Rules of Criminal Procedure and DUCrimR 16-1(c). By providing Rule 16 discovery without requiring a specific request from the defense, the United States invokes a reciprocal obligation on the defendant under DUCrimR 16-1(c), which states that the defendant must allow the government to inspect and to copy the following, as further defined in Rule 16 of the Federal Rules of Criminal Procedure:

- a. Documents and tangible objects the defendant intends to introduce as evidence at trial;
- b. Reports of examinations and tests the defendant intends to introduce at trial or that were prepared by a witness whom the defendant intends to call at trial; and
- c. A written summary of the testimony of any expert the defendant intends to use a trial under Federal Rules of Evidence 702, 703 and 705.

The United States requests that the defendant provide to the government at a reasonable time before trial, but no later than five working days before trial, copies of the material

referenced in this paragraph. Further, the United States requests continuing compliance with the reciprocal discovery following the initial disclosure.

The United States also hereby requests all written and recorded statements by any witness other than the defendant whom the defendant intends to call at trial or a hearing covered by the Jencks Act or Rule 26.2 of the Federal Rules of Criminal Procedure.

DATED this 13th day of December, 2017.

JOHN W.HUBER
United States Attorney

/s/ Michael Gadd
MICHAEL GADD
Special Assistant United States Attorney

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of the United States Attorney's Office, and that a copy of the foregoing SUPPLEMENTAL NOTIFICATION OF COMPLIANCE was made available to all parties named below, this 13th day of December, 2017.

Gregory G. Skordas Attorney for Def. Shamo (1) 560 South 300 East Suite 225 Salt Lake City, Utah 84111 gskordas@schhlaw.com	James C. Bradshaw Mark Moffat Attorneys for Def. Crandall (2) 422 North 300 West Salt Lake City, Utah 84103 jim@brownbradshaw.com mark@brownbradshaw.com
Ed Brass Attorney for Def. Tonge (3) 175 East 400 South, #400 Salt Lake City, Utah 84111 ed@edbrasslaw.com	Earl Xaiz Attorney for Def. Bustin (4) 175 East 400 South, #400 Salt Lake City, Utah 84111 earlxaiz@gmail.com
Kyler E. Ovard Attorney for Def. Noble (5) 1041 W SoHo Midvale, Utah 84047 kovard@sb-legal.net	Brett L. Tolman Eric Benson Attorneys for Def. Gygi (6) 36 S State Street, Suite 1400 PO Box 45385 Salt Lake City, Utah 84145-0385 btolman@rqn.com ebenson@rqn.com

/s/ Yvette Laughter
Litigation Support Specialist